

REMARKS

Claims 1-19 are currently pending in the subject application. Claim 1 has been amended herein, and claim 19 has been newly added herein, in order to more particularly point out and distinctly claim subject matter. The Applicant respectfully submits that no new matter has been added. It is believed that this paper is fully responsive to the Office Action dated February 25, 2011.

1. The Examiner has rejected claims 1-18 under 35 U.S.C. 102(b) as being anticipated U.S. Patent Application Publication No. 2002/0197067 (**Ohnishi**).

Applicant respectfully traverses this rejection, for the following reasons.

There are substantial, important differences between the art relied upon by the Examiner and the combinations of features as set forth in the claims.

The U.S. Patent and Trademark Office has the burden of proof to show that an applicant is not entitled to a patent if the claimed subject matter is anticipated by, or is obvious from, the art of record. A patent applicant is entitled to a patent unless the U.S. Patent and Trademark Office establishes otherwise.

The Examiner has suggested that reference numeral 400 in **Ohnishi's** Fig. 5 and the features depicted in **Ohnishi's** Fig. 3 correspond to the "index information" as set forth in claim 1 of the subject application. This appears in the Office Action dated October 15, 2010, on page 3 at line 6.

Please note that reference numeral 400 in **Ohnishi**'s Fig. 5 depicts still picture data and other elements. **Ohnishi**'s Fig. 3 depicts a variety of different aspects.

When discussing tasks executed in parallel, the Examiner emphasized that **Ohnishi**'s still picture data in Fig. 5 corresponds to the "index information" as set forth in claim 1 of the subject application. This appears in the Office Action dated October 15, 2010, on page 3 at lines 8-9.

The **Ohnishi** reference, at paragraph [0045], indicates that "while the coding processing of the moving image data is being effected, the coding processing of the still picture data can be effected simultaneously" (emphasis added).

In view of the above, the Examiner appears to be suggesting that **Ohnishi**'s "still picture data" corresponds to the "index information" as set forth in claim 1 of the subject application.

Ohnishi does not expressly or inherently describe the combination of features as set forth in claim 1, as amended, including at least: "said index information is automatically renewed at every time that said image data is produced."

In view of the amendments and remarks discussed above, Applicant respectfully submits that the rejection of claim 1 should be withdrawn.

Claims 2-18 depend from claim 1. It is submitted that the rejection of claims 2-18 should be withdrawn by virtue of their dependency.

2. Claim 19

Ohnishi does not expressly or inherently describe reading image data and reading index information in parallel, wherein the index information includes size or offset, for example.

Ohnishi does not expressly or inherently describe the combination of features as set forth in claim 19, including at least: “a CPU executing a plurality of tasks in parallel based on a multi-task OS, wherein said plurality of tasks include: a first instruction issue task of issuing a first readout instruction for reading out said index information from said image file, wherein said index information includes size or offset or both.”

If, for any reason, it is felt that this application is not now in condition for allowance, the Examiner is requested to contact the applicant's undersigned attorney at the telephone number indicated below to arrange for an interview to expedite the disposition of this case.

U.S. Patent Application Serial No.: **10/588,858**

Response filed May 24, 2011

Reply to OA dated February 25, 2011

In the event that this paper is not timely filed, the applicant respectfully petitions for an appropriate extension of time. Please charge any fees for such an extension of time and any other fees which may be due with respect to this paper, to Deposit Account No. 01-2340.

Respectfully submitted,

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